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(1937-2005)

Jennifer E. Laurin
Monica R. Shah
Anna Benvenutti Hoffmann

February 13, 2007

Joseph L. Tehan, Jr.
Gregg J. Corbo, Jeffrey T. Blake
Kopelman & Paige, PC
101 Arch Street, 12th Floor
Boston, MA 02110

Re: Waters v. Town of Ayer et al., No. 04 Civ. 10521

Dear Counsel:

Enclosed please find Plaintiff's Supplemental Rule 26(a)(1) Disclosure.

Please do not hesitate to contact me if you have any questions or concerns.

Sincerely,



Micah West
Legal Assistant

Enclosures

cc: Rob Feldman, Esq.

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

 BETTY ANNE WATERS, as
 Administratrix of the Estate of
 KENNETH WATERS,

Plaintiff,

v.

 TOWN OF AYER, NANCY TAYLOR-
 HARRIS, in her individual capacity, ARTHUR
 BOISSEAU, in his individual capacity,
 BUDDY DECOT, in his individual capacity,
 WILLIAM ADAMSON, in his individual
 capacity, PHILIP L. CONNORS, in his
 individual capacity, and JOHN DOE and JANE
 DOES 1-16, in their individual capacities,

Defendants.

Case No. 04 10521 (GAO)

PLAINTIFF'S SUPPLEMENTAL
DISCLOSURE PURSUANT TO
FEDERAL RULE OF CIVIL
PROCEDURE 26

Plaintiff, by and through undersigned counsel Cochran Neufeld & Scheck, LLP, and Robert Feldman, Esq. of Birnbaum & Godkin, pursuant to Federal Rules of Civil Procedure 26(a)(1), provides the following supplement to her initial disclosures:

A. Persons Likely to Have Discoverable Information (with last known addresses)**Witness/Last Known
Contact Information****Knowledge of Case**William Adamson, Jr.
Groton-Shirley Road
Ayer, MA 01432Son of former APD Chief of Police William Adamson.
Allegedly participated in vandalism at TIES Construction

Robert Awbin

Former TIES Construction Company employee

John Baliunas

Print Examiner, took latents at scene

Mass State Police
Holden Barracks

State Trooper Belanger
District Attorney's Office
40 Thorndike Street
Cambridge, MA 02141

Present during interview of Brenda Marsh in 2001

Lester W. Berry III
48 Main Street
Ayer, MA

Owner of Berry Enterprises and Park Street Diner

James E. Burlton

Bookkeeper for Berry Enterprises

Kellie Bogosian

State police chemist who conducted forensic testing on rape kit evidence in Dennis Maher case; in chain of custody in Waters case.

Richard Boucher

Alleged complainant against Ernest Downing

Francis Callahan
Town hall
Ayer, MA 01432

Former Chairwoman, Ayer Board of Selectman; named defendant in Stanley Randall's amended complaint; criticized Taylor for exceeding police duties

Michael Camblin

Alleged witness in Ernest Downing incident

Robert Casey
9 Main Street
Ayer, MA 01432

Attorney who defended Ernest Downing

Thomas S. Casey, Jr.
Town hall
Ayer, MA 01432

Chairman of the Board of Selectman at the time of Connors' hiring; named defendant in Stanley Randall's amended complaint

Murray W. Clark, Jr.
Town hall
Ayer, MA 01432

Former Chairman Ayer Board of Selectman; named defendant in Stanley Randall's amended complaint; accepted Taylor's appointment as patrol officer

Sheila Caulkins
Mass. AG's Office
McCormack Building
One Ashburton Place
Boston, MA 02108

Assistant District Attorney at time of Waters *nolle*

Hon. Martha Coakley Attorney General McCormack Building One Ashburton Place Boston, MA 02108	Former Middlesex County District Attorney at time of Waters <i>nolle</i>
Sharon M. Convery DNA Unit Commonwealth of MA Department of State Police Crime Lab 59 Horse Pond Road Sudbury, MA 01776	Chemist III – DNA unit; Massachusetts Department of State Police; chain of custody in Waters case DNA tests
William Cosper	Suspect in Brow murder investigation
Judy Crumpton	Dispatcher/Special Officer at APD in 1980's
Thomas Curly	Arrested the morning of May 21, 1980 with Kenny Waters
Phil Demmons 147 Boutelle Fitchburg, MA	Suspect in Brow murder investigation; allegedly boyfriend of victim
Ernest Downing	Former APD police officer, charged with molestation, acquitted after complainant alleged he was coerced by APD officers into making allegations in retaliation against Downing for informing on criminal conduct of a fellow officer
Jack Dwyer E. Cambridge Superior Courthouse Bld. E. Cambridge, MA 02141	State Police Officer; involved in Waters investigation (deceased)
Chauncey Fenton Town Hall Acton, MA 01720	Police Chief of the Town of Acton at the time Randall's civil suit was filed. Defendant in the civil suit.
Michelle Marie Foote 418 East Cabite Street Fort Devens, MA 01433	Former office personnel employee at Park Street Diner
Robert Fortune	former Park Street Diner employee

Ruth Fugere 24D Brandywine Street Shrewsbury, MA	Bookkeeper in charge of Park Street Diner
Donald Giberti Town hall Acton, MA 01720	Chairman of the Board of Selectman for the Town of Acton At the time Randall's civil suit was filed. Defendant in the civil suit.
Edward Gintner 3 Nashua Street Ayer, MA 01421	Former APD police officer suspended for involvement in TIES Construction scandal
Marilyn Goss Maple Street Pepperell, MA	Complainant in the Maher case; Nancy Taylor took complaint
Donald Haapokoski	APD Officer whom Marilyn Goss was charged with assaulting
Jim Harris	Stanley Randall's former APD supervisor and current husband of Nancy Taylor-Harris
Charity M. Holland 7364 Steel Mill Drive Springfield, VA 22150	Forensic Technical Leader, Bode Tech; chain of custody of Waters DNA evidence
Mitchell M. Holland, Ph.D. 7364 Steel Mill Drive Springfield, VA 22150	Vice President/Laboratory Director Bode Tech; chain of custody of Waters DNA evidence
Alan Hunte District Attorney's Office 40 Thorndike Street Cambridge, MA 02141	State Trooper present during interview of Brenda Marsh in 2001; present custodian of state police records in Brow murder investigation
S. Dore Hunter Town hall Acton, MA 01720	Selectman for the Town of Acton at the time Randall's civil suit was filed. Defendant in the civil suit.
Dr. George Katsas	Medical Examiner for Brow murder
James Kazeniac	Former Chief Probation Officer, Ayer District Court, May 1980; may have knowledge of plaintiff's appearance in

court May 21, 1980

Trp. Patrick Keane
32 Goddard Street
Newton Highlands, MA 02461

State Police Officer

Elizabeth J. Lankford
9609 Jacob Lane
Indianapolis, IN 46235

former Berry Enterprises employee

Denise Leger
19 Roosevelt Street
Fitchburg, MA

Former roommate of Lisa McIntosh during period when rape allegations were filed against Randall

James Lenney
Mohawk Village Rte 2A
Shirley, MA

Former APD police officer who allegedly participated in the TIES construction scandal

Faith M. Love, MSFS
7364 Steel Mill Drive
Springfield, VA 22150

DNA Analyst, Bode Tech; reports, chain of custody of Waters DNA evidence

Dennis Maher

Convicted for Ayer rape he did not commit; Nancy Taylor took complaint

Paul J. Mahoney

Chemist with the Massachusetts Department of Safety who conducted serological work in Maher case

Gena A Manalan
Town hall
Acton, MA 01720

Selectman for the Town of Acton at the time Randall's civil suit was filed. Defendant in the civil suit.

Alice Matthews

former Park Street Diner employee

Dennis McDonald
Ayer Police Department
Ayer, MA

Ayer Police Officer; Arrested Kenny Waters with Nancy Taylor; took statement from Waters

John McEvoy
40 Thorndike Street
Cambridge, MA 02141

First Assistant District Attorney, Middlesex County District Attorney's Office

Mary Kate McGilvray
Commonwealth of MA
Department of State Police
Crime Laboratory
59 Horse Pond Road
Sudbury, MA 01776

Massachusetts State Police Crime Laboratory; reports,
Chain of custody witness regarding Waters forensic
evidence

John McIntosh
214 Pleasant Street
Leominster, MA

Assisted Lisa McIntosh with rape allegation against Stanley
Randall

Lisa McIntosh
316 Victor Avenue
PO Box 622
Victor, CO 80860-0622

Woman who accused Stanley Randall of rape

Robert McKenna

Providence Police officer; assisted with arrest of Kenny
Waters

Edward Morse
Groton Police Department
Groton, MA

Former Chief of Groton Police Department; present at
crime scene on the day of the Brow murder

Kevin Nangle

Former TIES Construction Company employee

John Nasuti

State Police Polygraph Operator; conducted the polygraph
of Brenda Marsh on October 8, 1982

Richard Nichols

Witness in Maher case

Sgt. Norton

Investigated TIES Construction scandal

Trooper O'Brien

Investigated TIES Construction scandal

Vincent O'Connell

Former investigator for Herbert DeSimone

John E. Ormsbee
Town hall
Acton, MA 01720

Selectman for the Town of Acton at the time Randall's civil
suit was filed. Defendant in the civil suit.

"Porky" O'Rourke

Cop who allegedly had to restrain Rosanna Perry on one or
more occasions

Michael Panzarella	Providence Police Officer; assisted with arrest of Kenny Waters
Butch Pena	Suspect in Brow murder investigation
Rose Perry 26 Somerset St., 3d Providence, RI 02907	Rosanna Perry's daughter
Trina Perry	Rosanna Perry's daughter
Robert E. Pino MA State Police Crime Laboratory 59 Horse Pond Road Sudbury, MA 01776	Massachusetts State Police Crime Laboratory administrator uploaded DNA profile from rug at Brow crime scene into CODIS
Edward Powers	Former Court Officer, Ayer District Court, May 1980; may have knowledge of plaintiff's appearance in court May 21, 1980
Dominic Pugh Boston Road Groton, MA	Former APD police officer; Investigated molestation charges against Downing
Paul Rich Mass State Police	State Police Chemist, at Brow crime scene.
Hon. Lynn C. Rooney Central District Court of Worcester 50 Harvard Street Worcester, MA 01608	former Deputy First Assistant, Middlesex County District Attorney's Office
Louise J. Rythen 98 Marshall Street Fitchburg, MA 01420	Former office personnel employee at Park Street Diner
John Salsberg 83 Atlantic Avenue Boston, MA 02110	Brenda Marsh's attorney
Hon. William Scannell	Judge who presided over criminal trial of Eddie Gitner

Damon Scarano, Esq.
60 Commercial Wharf
Boston, MA

Stanley Randall's civil attorney

Carl Selavka
Commonwealth of MA
Department of State Police
Crime Laboratory
59 Horse Pond Road
Sudbury, MA 01776

Director, Commonwealth of Massachusetts Crime Lab
(current)

Pam Sivo

Rose Perry's friend

Leon Smith

Former APD policeman, witness to admissions regarding
TIES vandalism

Bruce Taylor

Nancy Taylor's ex-husband

Alice T. Tessier
230 Rainbown Drive
North Ft. Meyers, FL 33903

former manager at Park Street Diner

Roger Van Tassell

Park Street Diner employee in May, 1980

Attorney Whitehead
40 Thorndike Street
Cambridge, MA 02141

1st Assistant DA during Waters investigation; contacted by
Taylor when Osborne came forward as an informant

Plaintiff reserves the right to further supplement her disclosures as contemplated by the
Federal Rules of Federal Procedure and the Court's scheduling order.

BETTY ANNE WATERS,

Dated: February 12, 2007

By: 

Barry C. Scheck, Esq. (BS 4612)
Deborah L. Cornwall, Esq. (DC 2186)
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New York, NY 10013
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Robert N. Feldman
Birnbaum & Godkin, LLP
280 Summer Street
Boston, MA 02210-1108
Tel. (617) 307-6130 / Fax (617) 307-6101

Attorneys for Plaintiff Betty Anne Waters

PROOF OF SERVICE

I, Micah West, being over eighteen years of age, hereby certify pursuant to the laws of the Commonwealth of Massachusetts that I served the foregoing on the following persons by placing a copy of it in an authorized receptacle for U.S. mail pickup, this 12th day of February, 2007.

Joseph L. Tehan, Jr.
Gregg J. Corbo
Jeffrey T. Blake
Kopelman & Paige, PC
101 Arch Street, 12th Floor
Boston, MA 02116

A handwritten signature in black ink, appearing to read "Micah West", written over a horizontal line.

Micah West